

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

KARLENE ROSE,

Plaintiff,

v.

ROBERT WILLOUGHBY and
CARIB FISH MARKET & GRILL,
LLC,

Defendants.

No. 7:21-cv-769-KMK

~~PROPOSED~~ **PROPOSED DEFAULT JUDGMENT**

Before the Court is a motion for default judgment by Karlene Rose (“Plaintiff”) against defendant Robert Willoughby (“Defendant”), filed on June 6, 2022. This action was commenced by the filing of a summons and complaint, copies of which were properly and timely served on Defendant. Defendant did not answer or otherwise move with respect to the Complaint and the Clerk entered a certificate of default against Defendant. Plaintiff has complied with the Court’s rules for securing a default judgment, including filing an order to show cause and serving all relevant papers on Defendant. Accordingly, it is hereby

ORDERED, ADJUDGED AND DECREED, that:

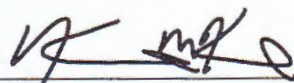
1. Plaintiff’s motion is granted;
2. Plaintiff is awarded a default judgment against Defendant;
3. The judgment is in the amount of \$93,564 which includes:
 - a. \$16,800 for unpaid minimum wages in violation of the NYLL and \$16,800 in liquidated damages;;
 - b. \$16,000 for unpaid overtime in violation of the FLSA and the NYLL and \$16,000 in liquidated damages;

- c. \$8,364 in interest for Defendants' failure to pay minimum wage and overtime in violation of the NYLL;
- d. \$9,600 for failure to pay spread of hours pay in violation of the NYLL;
- e. \$5,000 for violation of NYLL §195(1); and
- f. \$5,000 for violation of NYLL §195(3).

It is further ORDERED, JUDGED AND DECREED that Plaintiff is awarded \$28,620 for attorneys' fees and \$1,331.51 in costs.

It is further ORDERED, JUDGED AND DECREED that Plaintiff may move for attorneys' fees and costs at a later time, as necessary, for subsequent work done on this case including without limitation enforcement of this judgment.

Dated: 7/15/22
White Plains, New York



Hon. Kenneth M. Karas, USDJ